

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GREG GROTEMEYER,

Plaintiff,

v.

DEPARTMENT OF TREASURY
INTERNAL REVENUE SERVICE,

Defendant.

Case No. 1:21-cv-01764-NONE-EPG

ORDER DENYING MOTION TO PROCEED
IN FORMA PAUPERIS WITHOUT
PREJUDICE

(ECF No. 2.)

ORDER REQUIRING PLAINTIFF TO FILE
AN APPLICATION TO PROCEED *IN*
FORMA PAUPERIS OR PAY FILING FEE

THIRTY (30) DAY DEADLINE

Plaintiff Greg Grotemeyer ("Plaintiff"), a state prisoner proceeding *pro se*, has applied to proceed *in forma pauperis* ("IFP") in this action. (ECF No. 2.)

Plaintiff only submitted the first page of his IFP application. Thus, the application to proceed IFP was not adequately completed and, as written, is insufficient for the Court to determine if he is entitled to proceed without prepayment of fees in this action. Without a fully completed IFP application, Plaintiff has not made the showing required to proceed IFP. *See* 28 U.S.C. § 1915(a).

The application will accordingly be denied without prejudice and the Court will order Plaintiff to complete and file another application. Plaintiff must completely, accurately, and adequately answer the questions presented and must sign the form. If Plaintiff is unwilling to complete and submit the application, Plaintiff must pay the filing fee in full.

Accordingly, it is HEREBY ORDERED that:

1. Plaintiff's application to proceed in forma pauperis (ECF No. 2) is DENIED without prejudice;
2. The Clerk of the Court is directed to forward a prisoner IFP application form to Plaintiff; and
3. Within **thirty (30) days** of the date of this order, Plaintiff shall either (1) pay the \$402.00 filing fee for this action, or (2) complete and file the enclosed IFP application form. If Plaintiff fails to comply with this order, the Court may dismiss this action for failure to obey a court order and/or failure to prosecute.

IT IS SO ORDERED.

Dated: **December 16, 2021**

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE